

Original

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
STATE OF GEORGIA

2003 JUL 9 P 4:05
U.S. DIST. COURT
BRYAN COUNTY DIV.

JACQUELINE E. GOBER, Individually, §
as Temporary Administrator of the §
Estate of Morris Russell Gober, deceased, §
and as next friend of JUSTIN S. §
EMMEOTT, CODY A. EMMEOTT, and §
BRITTANY EMMEOTT, the minor §
children of Russell Morris Gober, deceased §

Plaintiffs, §

vs. §

CLYDE REED SMITH, LARRY §
JACOBS, ROY LEE SMITH, §
TINA RAY, JOHN SMITH, §
in their individual and official capacities, §
and BRYAN COUNTY, GEORGIA, by §
and through BROOKS WARNELL, §
Chairman of the Bryan County Board §
of Commissioners, ED BACON, §
AL DIXON, BLONDEAN NEWMAN, §
and TOBY ROBERTS, Members of the §
Bryan County Board of Commissioners, §

Defendants. §

CASE NO. 4:03-CV-085

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RULE 26(f) REPORT

1. Date of Rule 26(f) conference: July 7, 2003

2. Parties or counsel who participated in conference:

DuAnn Cowart Davis for Plaintiff, Richard K. Strickland for Defendants

3. If any defendant has yet to be served, please identify the defendant and state when service is expected.

Defendants have been served.

4 Date the Rule 26(a)(1) disclosures were made or will be made: July 21, 2003

5. If any party objects to making the initial disclosures required by Rule 26(a)(1) or proposes changes to the timing or form of those disclosures,

(a) Identify the party or parties making the objection or proposal:
None.

(b) Specify the objection or proposal:
None

6. The Local Rules provide a 140 day period for discovery. If any party is requesting a reduction of or additional time for discovery,

(a) Identify the party or parties requesting the change:
None.

(b) State the amount of time change the parties are requesting for discovery
None.

(c) Identify the reason(s) for requesting the time change for discovery:

_____ Unusually large number of parties
_____ Unusually large number of claims or defenses
_____ Unusually large number of witnesses
_____ Exceptionally complex factual issues
_____ Need for discovery outside the United States
Other: _____

(d) Please provide a brief statement in support of each of the identified reasons:

7. If any party is requesting that discovery be limited to particular issues or conducted in phases, please

(a) Identify the party or parties requesting such limits:
None.

(b) State the nature of any proposed limits.

None.

8. The Local Rules provide, and the Court generally imposes, the following deadlines:

Last day for filing motions to add or join parties or amend pleadings	60 days after issue is joined
Last day to file expert witness report by plaintiff	60 days after Rule 26(f) conference
Last day to file expert witness report by a defendant	90 days after Rule 26(f) conference (or 60 days after the answer, whichever is later)
Last day to file motions	30 days after close of discovery

If any party requests a modification of any of these deadlines,

(a) Identify the party or parties requesting the modification:

None

(b) State which deadline should be modified and the reason supporting the request:

None.

9. State any other matters the Court should include in its scheduling order:

None.

10. The parties certify by their signatures below that they have discussed the nature and basis of their claims and defenses and the possibilities for prompt settlement or resolution of the case. Please state any specific problems that have created a hindrance to the settlement of the case:

The parties have discussed the possibility of early mediation. Joinder of necessary parties may be required, and Defendants assert that questions of liability and damages may hinder settlement as well.

This ninth day of July, 2003

Signed:

DuAnn Cowart Davis - Attorney for Plaintiff

Signed:

Richard K. Strickland - Attorney for Defendant